
Federal Communications Commission

**Before the
Federal Communications Commission
Washington, D.C. 20554**

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| In the Matter of |) | |
| |) | |
| Thomas Jefferson University Hospital |) | File No.: EB-FIELDNER-12-00002627 |
| |) | |
| Licensee of Radio Station WPVQ779 |) | |
| |) | |
| Philadelphia, Pennsylvania |) | NOV No.: V201232400043 |
| |) | |
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NOTICE OF VIOLATION

Released: June 15, 2012

By the Acting District Director, Philadelphia Office, Northeast Region, Enforcement Bureau:

1. This is a Notice of Violation (Notice) issued pursuant to Section 1.89 of the Commission's rules¹ (Rules) to Thomas Jefferson University Hospital (Thomas Jefferson), the licensee of Private Land Mobile Station WPVQ779 in Philadelphia, Pennsylvania.
2. In response to a complaint of interference submitted on May 31, 2012, an agent of the Commission's Philadelphia Office monitored Station WPVQ779 at 11th and Walnut Streets in Philadelphia, Pennsylvania and observed the following violations:
 - a. 47 C.F.R. § 90.210(b): "Emission Mask B. For transmitters that are equipped with an audio low pass filter, the power of any emission must be attenuated below the unmodulated carrier power (P) as follows: On any frequency removed from the assigned frequency by more than 250 percent of the authorized bandwidth: At least $43 + 10 \log (P)$ dB." At the time of the inspection, Station WPVQ779 was transmitting a drifting spurious emission between the frequencies 151.756 MHz and 151.818 MHz that did not meet the emission mask requirements.²
 - b. 47 C.F.R. § 90.425(a): "Except as provided for in paragraphs (d) and (e) of this section, each station or system shall be identified by the

¹47 C.F.R. § 1.89.

² Station WPVQ779 is authorized to operate with a 20 kHz bandwidth and a transmitter output power of 250 Watts. Any emission appearing more than 50 kHz from the assigned frequency 163.250 MHz must be attenuated at least 67 dB below the unmodulated carrier. At the time of the inspection, the drifting spurious emission from Station WPVQ779 appearing between 151.756 MHz and 151.818 MHz was attenuated 33.9 dB below the unmodulated carrier.

transmission of the assigned call sign during each transmission or exchange of transmissions, or once each 15 minutes (30 minutes in the Public Safety Pool) during periods of continuous operation. The call sign shall be transmitted by voice in the English language or by International Morse Code in accordance with paragraph (b) of this section. If the station is employing either analog or digital voice scrambling, or non-voice emission, transmission of the required identification shall be in the unscrambled mode using A3E, F3E or G3E emission, or International Morse, with all encoding disabled.” Between 10:36 a.m. and 11:57 a.m. on May 31, 2012, the agent observed Station WPVQ779 transmit the incorrect call sign WPZQ779 on the frequency 163.250 MHz.

3. Pursuant to Section 308(b) of the Communications Act of 1934, as amended,³ and Section 1.89 of the Rules, Thomas Jefferson must submit a written statement concerning this matter within twenty (20) days of release of this Notice. The response must fully explain each violation, must contain a statement of the specific action(s) taken to correct each violation and preclude recurrence, and should include a time line for completion of pending corrective action(s). The response must be complete in itself and signed by a principal or officer of the licensee. All replies and documentation sent in response to this Notice should be marked with the File No. and NOV No. specified above, and mailed to the following address:

Federal Communications Commission
Philadelphia Office
One Oxford Valley Building, Suite 404
2300 East Lincoln Highway
Langhorne, Pennsylvania 19047

4. This Notice shall be sent to Thomas Jefferson University Hospital at its address of record.

³47 U.S.C. § 308(b).

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5. The Privacy Act of 1974⁴ requires that we advise you that the Commission will use all relevant material information before it, including any information disclosed in your reply, to determine what, if any, enforcement action is required to ensure compliance. Any false statement made knowingly and willfully in reply to this Notice is punishable by fine or imprisonment under Title 18 of the U.S. Code.⁵

FEDERAL COMMUNICATIONS COMMISSION

Kevin Doyle
Acting District Director
Philadelphia District Office
Northeast Region
Enforcement Bureau

⁴ P.L. 93-579, 5 U.S.C. § 552a(e)(3).

⁵ 18 U.S.C. § 1001 *et seq.*